

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

AMBER ZONA and BRIAN STAPLETON,
On behalf of themselves and all other
employees similarly situated,

Plaintiffs

vs.

CANANDAIGUA PUB, INC.; and
RICHARD J. CARVOTTA,
Individually and as Owner and Chief Executive
Office of Canandaigua Pub, Inc.;

Defendants

**NOTICE OF
UNOPPOSED
MOTION**

**Civil Action
No. 14-cv-6698**

MOTION BY: Plaintiffs Amber Zona and Brian Stapleton, on behalf of
themselves and all other employees similarly situated.

RELIEF REQUESTED: An Order:

1. Granting provisional certification of the Rule 23 Class for settlement purposes.
2. Granting conditional certification of the FLSA Class for settlement purposes.
3. Granting preliminary approval of the Settlement Agreement.
4. Granting approval of the Notice Materials.
5. Granting preliminary approval of the releases of claims set forth in the Settlement Agreement.
6. Setting dates for a Fairness Hearing within 60 days, and for related events.
7. Granting such other relief as this Court deems just and proper.

SUPPORTING PAPERS: Declaration of Robert Mullin
Proposed Settlement Agreement
Proposed Notice Form
Plaintiffs' Memorandum of Law

PLACE: United States District Court
100 State St.
Rochester, NY 14614

DATE AND TIME: To be determined by the Court.

REPLY AND PAPERS: This Motion is made unopposed, pursuant to the Settlement Agreement.

Dated: March 18, 2016

/s/_____
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Justin Cordello
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